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WEST VIRGINIA SUPREME COURT OF APPEALS

STATISTICAL ACTIVITY

1987

EXECUTIVE SUMMARY

The statistical summary depicted on page 3 lists the various applications filed, granted, refused, cases disposed and pending, according to the various case categories.

There were 2,037 applications filed with the Court in 1987, an increase of 452 from the previous year. The number of applications filed in 1987 was by far the greatest in the history of the Court. The increase in applications of 452 was more than double the largest increase from prior years. A major factor in this increase was the 841 worker's compensation cases filed with the Court in 1987. This figure represents an increase of 420 compared to the prior years' applications.

The number of cases refused by the Court increased, but this increase was in proportion to the increased applications. In fact, refusals were 57% of applications in 1986, but were only 56% in 1987.

More cases were granted than ever before, with 785 being accepted by the Court.

Dispositions by the Court far exceeded any year since computerized record keeping began. An astounding 775 cases were disposed in 1987. The highest number of cases disposed in any prior year was 498. Dispositions in 1987 were 156% of the previous year's record. In 1987 there were 244 opinions and 475 orders issued. There were 56 cases dismissed during 1987.

Despite the monumental increase in applications to the Court, the number of cases pending did not increase appreciably. Due to record disposals, there were only 400 cases pending at the end of 1987, compared to 396 at the end of 1986.

The year 1987 tops off five years of increased applications to the Supreme Court of Appeals. The increase in applications was more than double that of any prior year. Despite the increase, record disposition of cases by the Court held the number of pending cases to an increase of only four cases.

01/04/88

STATE SUPREME COURT OF APPEALS For 1987
DOCKETING SYSTEM - STATISTICAL SUMMARY

CASE TYPE	FILED	REFUSED	GRANTED	DISPOSED OPINION	DISPOSED ORDER	DISPOSED DISMISS	DISPOSED OTHER	PENDING
CERTIFIED	23	11	8	5	2			5
CERTIORARI	4	3	1	3				1
CIVIL	422	223	157	140	11	17		145
COMPENSATION	841	438	403		361	4		150
CRIMINAL	176	101	44	71		1		55
ETHICS	20		18	6	11			10
HABEAS CORPUS	200	154	33	1	29	2		2
MANDAMUS	214	113	79	12	33	27		22
PETITION	52	33	18		18			1
PROHIBITION	85	58	24	6	10	5		9
TOTALS	2,037	1,134	785	244	475	56		400

TOTAL CASES DISPOSED = 775

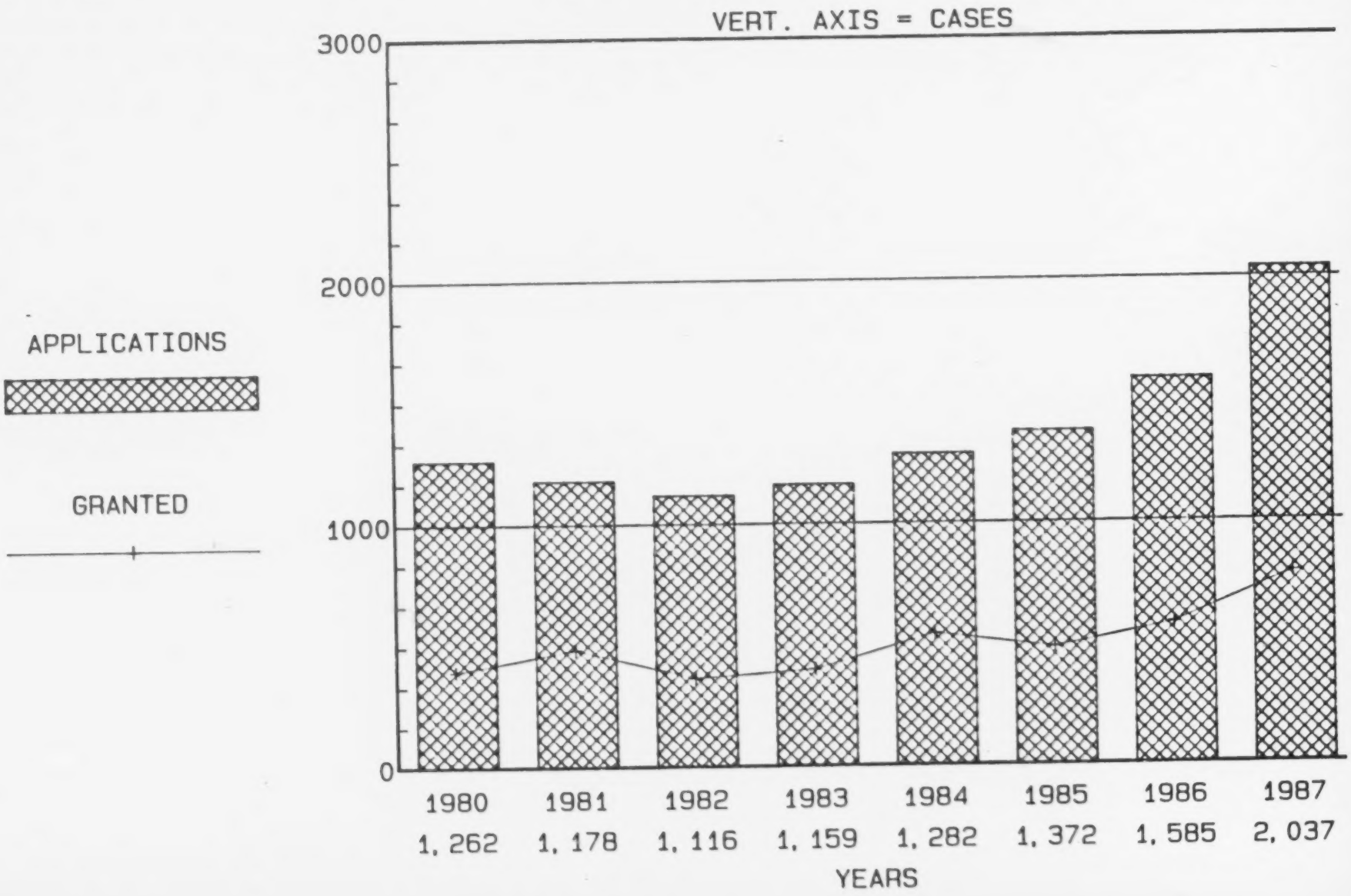
Since 1983 the number of applications to the Court has been growing. Not only is the caseload growing, but the increase in the number of additional cases has been greater each year since 1983. If the trend in increased applications were to continue, the caseload could become a problem. For now, the Court is holding the line on pending cases, though law clerks report that they are working at near capacity.

The Clerk of Court estimates that 1988 will see a slight decline in applications. The number of compensation cases is expected to decline from the record 841 to the neighborhood of 600. A moderate increase in other case categories is expected, so there may be a slight decline in total applications for 1988.

Despite the great increase in applications, the probability of a case being granted does not appear to have been hurt. During 1987, 44% of applications were granted. The 1987 figure actually exceeded the 43% granted in 1986

The chart on the following page depicts applications and cases granted from 1980 through 1987.

SUPREME COURT APPLICATIONS



SUPREME COURT APPLICATIONS

Since 1982 applications to the Court have increased each year. In 1987 the increase in applications was more than double that of any prior year. It is anticipated that the number of applications will decline slightly in 1988.

Year	1980	1981	1982	1983	1984	1985	1986	1987
Applications	1,262	1,178	1,116	1,159	1,282	1,372	1,585	2,037
Granted	397	485	365	399	543	483	580	785

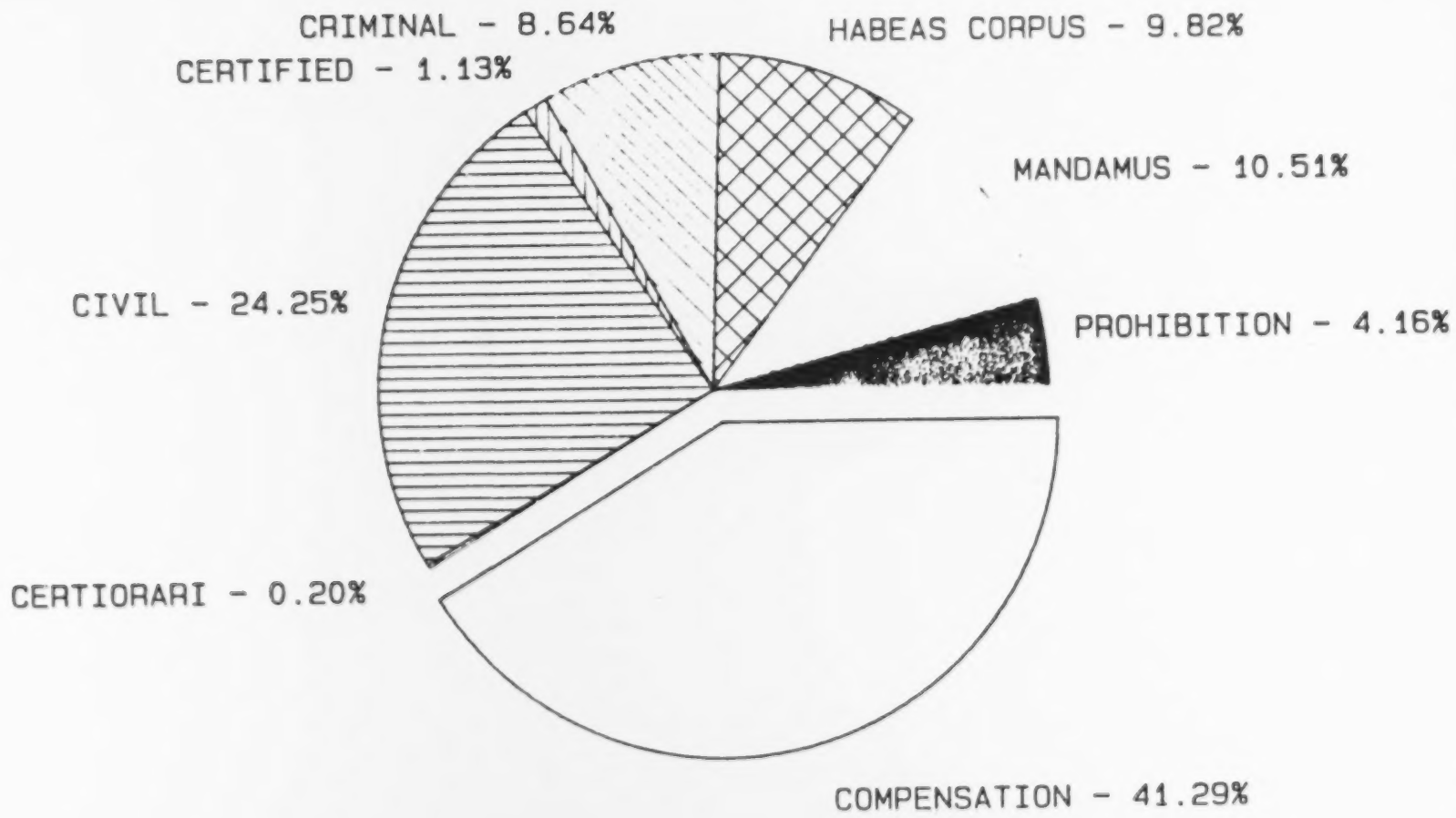
During 1987 not only did the number of applications to the Court increase, but their composition changed dramatically. Compensation cases reached record numbers in 1986 but during 1987 continued to increase and more than doubled by year's end. Compensation cases comprised 26% of the applications to the Court in 1986. The number of compensation applications in 1987 grew to 41%.

The pie chart on the following page shows the distribution of applications among the various case types.

The distribution of the other case types remained relatively constant.

APPELLATE CASE DISTRIBUTION

APPLICATIONS FOR 1987



SUPREME COURT

CASE DISTRIBUTION

CASE TYPE	APPLICATIONS
Compensation	841
Certiorari	4
Civil*	494
Certified	23
Criminal	176
Habeas Corpus	200
Mandamus	214
Prohibition	85

*Includes Ethics and Miscellaneous Petitions

Case dispositions by the Court set a new record with 1,909 cases handled during 1987.

There were 1,134 cases refused during 1987 and 775 case disposals.

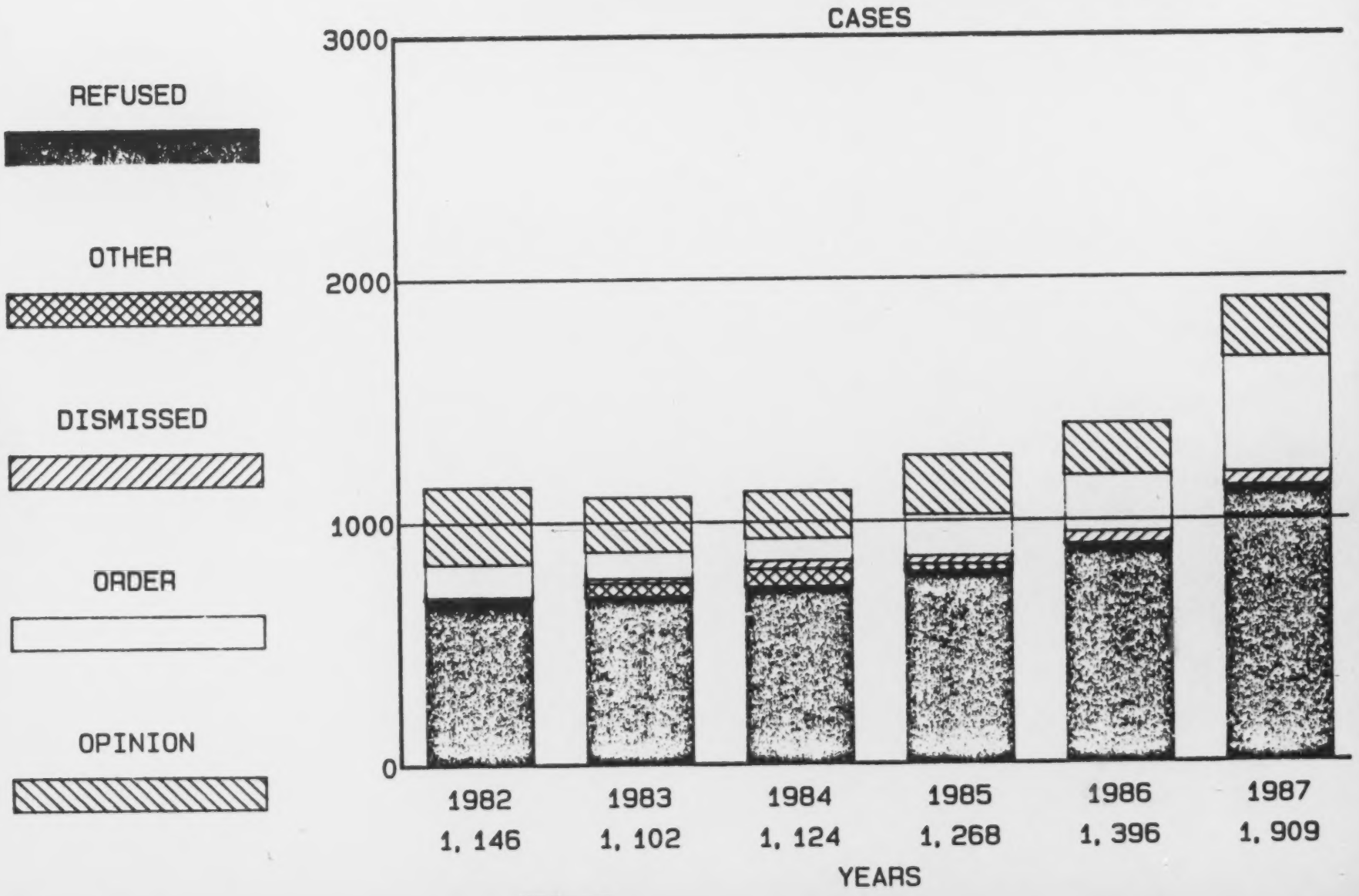
Of the 775 disposals there were 244 opinions, 475 orders and 56 cases dismissed.

The 244 opinions issued represent the second highest number in the Court's history. This figure is exceeded only by the 1982 disposal of 316 cases by opinion. These disposals were the result of a massive effort to reduce backlogged cases that were identified when computerization first came to the Clerk's office. The figure of 244 dispositions by opinion was matched exactly in 1985.

The number of cases disposed by order in 1987 was more than double that of any previous year. The disposal of 475 cases by order included 361 worker's compensation cases.

Dismissals increased slightly to 56 for 1987.

SUPREME COURT DISPOSITIONS



SUPREME COURT DISPOSITIONS

TYPE OF DISPOSAL	1982	1983	1984	1985	1986	1987
Opinion	316	223	194	244	213	244
Order	138	112	93	172	234	475
Dismissed	3	18	34	33	50	56
Other	1	56	73	30	1	0
Refused	688	693	730	789	898	1,134
Total	1,146	1,102	1,124	1,268	1,396	1,909

Despite the fact that case disposal times are already excellent compared to other appellate courts, there was further improvement in 1987.

The average case disposition time that was 677 days in 1985 and was 503 days in 1986 was reduced further to 462 days in 1987.

Decreases in the time at every stage of the appellate process, with one exception, were recorded. Printing of the record took six days more on average, mostly due to the large increase in records to be printed.

One factor in the improved processing time was the increase in the number of cases that could be disposed by order. Most of those cases disposed by order were worker's compensation cases.

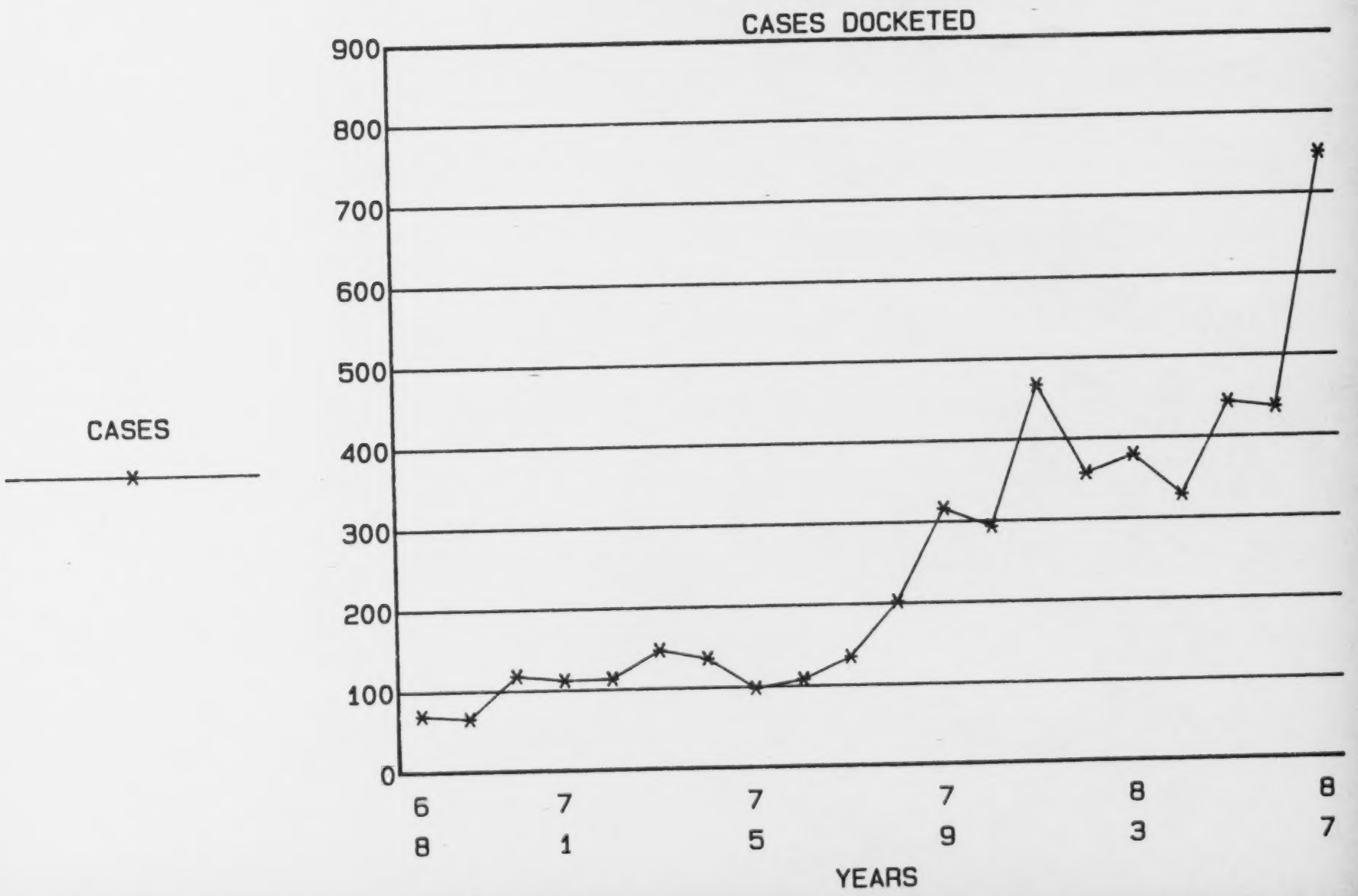
The average time for each step of the appellate process is shown on the following page. The first time period shows the time from judgment in the lower court until filing of the application in our Court.

01/04/88 STATE SUPREME COURT OF APPEALS
DOCKETING SYSTEM ---- TIME STUDY

TIME PERIOD AVERAGES

PERIOD	DAYS
1. JUDGEMENT DATE TO FILING DATE	98.72
2. FILING DATE TO DATE GRANTED	76.25
3. DATE GRANTED TO FROM-CIRCUIT DATE	40.02
4. FROM-CIRCUIT TO RECORD FILED DATE	34.61
5. RECORD FILED TO MATURED DATE	67.65
6. MATURED DATE TO SUBMISSION DATE	55.51
7. SUBMISSION TO OPINION OR ORDER DATE	89.10
8. TOTAL TIME ELAPSED	461.86

SUPREME COURT ACTIVITY



SUPREME COURT ACTIVITY

CASES DOCKETED

YEAR	CASES	YEAR	CASES
1968	70	1978	202
1969	66	1979	316
1970	118	1980	293
1971	112	1981	467
1972	113	1982	357
1973	147	1983	379
1974	136	1984	329
1975	98	1985	443
1976	108	1986	436
1977	135	1987	750

WEST VIRGINIA SUPREME COURT OF APPEALS

Statistical Activity Summary

in

Circuit Court, Magistrate Court, Probation

1987

CIRCUIT COURT

The 31st Circuit moved to the position of greatest overall activity in 1987. There were 1,526 cases filed, which exceeded the second highest per judge filing by 212 cases. Despite the fact that 994 more cases were disposed than were filed, the number of cases pending at year's end was the fifth highest in the state.

The 13th Circuit reported the second highest activity per judge in the state. A master calendar was implemented and resulted in the disposal of 3,064 more cases than were filed in 1987. There were still 1,507 cases pending per judge at year's end.

The 11th Circuit recorded the third greatest activity per judge for 1987. Long travel distances, in this circuit of four counties, adds to the workload.

Per Judge Activity Report

	Civil	Criminal	Juvenile	Total	Judges	Per Judge	Rank	Overall Rank
Circuit # 31								
Filed	1024	445	57	1526	1	1526	1	
Disposed	1480	1004	36	2520	1	2520	1	1
Pending	994	269	110	1373	1	1373	5	
Circuit # 13								
Filed	5573	1090	1013	7676	7	1097	5	
Disposed	8840	999	901	10740	7	1534	2	2
Pending	9347	745	457	10549	7	1507	3	
Circuit # 11								
Filed	1865	412	351	2628	2	1314	2	
Disposed	1643	308	464	2415	2	1208	4	3
Pending	2202	331	181	2714	2	1357	6	
Circuit # 5								
Filed	933	153	87	1173	1	1173	3	
Disposed	864	163	100	1127	1	1127	6	4
Pending	1193	94	52	1339	1	1339	7	
Circuit # 27								
Filed	719	140	187	1046	1	1046	7	
Disposed	765	110	134	1009	1	1009	9	5
Pending	862	328	209	1399	1	1399	4	
Circuit # 23								
Filed	827	103	96	1026	1	1026	8	
Disposed	948	121	83	1152	1	1152	5	6
Pending	1042	80	62	1184	1	1184	8	
Circuit # 6								
Filed	3237	464	659	4360	4	1090	6	
Disposed	3164	333	1004	4501	4	1125	7	7
Pending	2623	290	59	2972	4	743	18	
Circuit # 9								
Filed	1749	385	140	2274	2	1137	4	
Disposed	1680	312	73	2065	2	1033	8	8
Pending	629	348	403	1380	2	690	20	
Circuit # 26								
Filed	736	111	99	946	1	946	11	
Disposed	692	103	103	898	1	898	13	9
Pending	892	175	77	1144	1	1144	9	

Per Judge Activity Report

	Civil	Criminal	Juvenile	Total	Judges	Per Judge	Rank	Overall Rank
Circuit # 30								
Filed	673	73	105	851	1	851	12	
Disposed	730	63	145	938	1	938	11	10
Pending	814	47	15	876	1	876	14	
Circuit # 25								
Filed	1321	282	368	1971	2	986	9	
Disposed	1080	266	410	1756	2	878	14	11
Pending	1199	105	275	1579	2	790	15	
Circuit # 28								
Filed	646	81	111	838	1	838	15	
Disposed	482	98	61	641	1	641	23	12
Pending	1406	54	351	1811	1	1811	1	
Circuit # 8								
Filed	1188	261	245	1694	2	847	13	
Disposed	1176	253	237	1666	2	833	15	13
Pending	1681	213	170	2064	2	1032	12	
Circuit # 2								
Filed	1163	175	185	1523	2	762	19	
Disposed	1241	179	216	1636	2	818	17	14
Pending	1924	88	239	2251	2	1126	10	
Circuit # 12								
Filed	1233	268	397	1898	2	949	10	
Disposed	1331	213	381	1925	2	963	10	15
Pending	727	95	104	926	2	463	27	
Circuit # 7								
Filed	1023	207	369	1599	2	800	17	
Disposed	1771	593	347	2711	2	1356	3	16
Pending	592	48	33	673	2	337	31	
Circuit # 4								
Filed	1776	240	202	2218	3	739	21	
Disposed	1837	259	159	2255	3	752	18	17
Pending	2762	99	230	3091	3	1030	13	
Circuit # 1								
Filed	2256	342	381	2979	4	745	20	
Disposed	2482	342	477	3301	4	825	16	18
Pending	2702	160	176	3038	4	760	16	

Per Judge Activity Report

	Civil	Criminal	Juvenile	Total	Judges	Per Judge	Rank	Overall Rank
Circuit # 29								
Filed	1357	185	137	1679	2	840	14	
Disposed	1004	181	159	1344	2	672	22	19
Pending	1246	136	115	1497	2	749	17	
Circuit # 15								
Filed	734	316	236	1286	2	643	25	
Disposed	695	167	126	988	2	494	29	20
Pending	1852	1123	184	3159	2	1580	2	
Circuit # 24								
Filed	363	110	177	650	1	650	24	
Disposed	629	108	182	919	1	919	12	21
Pending	569	87	16	672	1	672	22	
Circuit # 3								
Filed	517	112	28	657	1	657	23	
Disposed	492	68	11	571	1	571	25	22
Pending	879	96	92	1067	1	1067	11	
Circuit # 19								
Filed	527	140	110	777	1	777	18	
Disposed	535	143	72	750	1	750	19	23
Pending	389	55	100	544	1	544	25	
Circuit # 22								
Filed	705	73	54	832	1	832	16	
Disposed	541	88	48	677	1	677	21	24
Pending	476	20	40	536	1	536	26	
Circuit # 16								
Filed	873	268	224	1365	2	683	22	
Disposed	707	214	220	1141	2	571	26	25
Pending	857	236	125	1218	2	609	24	
Circuit # 20								
Filed	503	66	44	613	1	613	27	
Disposed	604	70	27	701	1	701	20	26
Pending	371	37	26	434	1	434	29	
Circuit # 18								
Filed	504	91	45	640	1	640	26	
Disposed	475	97	43	615	1	615	24	27
Pending	382	32	38	452	1	452	28	

Per Judge Activity Report

	Civil	Criminal	Juvenile	Total	Judges	Per Judge	Rank	Overall Rank
Circuit # 17								
Filed	871	77	13	961	2	481	30	
Disposed	759	148	18	925	2	463	30	28
Pending	1212	176	31	1419	2	710	19	
Circuit # 14								
Filed	664	231	110	1005	2	503	29	
Disposed	669	174	54	897	2	449	31	29
Pending	885	252	243	1380	2	690	21	
Circuit # 10								
Filed	893	436	31	1360	3	453	31	
Disposed	1099	454	52	1605	3	535	27	30
Pending	1363	421	172	1956	3	652	23	
Circuit # 21								
Filed	839	160	136	1135	2	568	28	
Disposed	779	139	126	1044	2	522	28	31
Pending	574	91	113	778	2	389	30	

During 1987 circuit judges disposed of 4,247 more cases than were filed. Only 51,186 cases were filed in circuit court. Filings were the lowest since standardized record keeping began in 1977. With 55,433 cases disposed and 55,475 cases pending, about one year's worth of cases are on hand.

Circuit Clerk
Caseload Statistical Summary

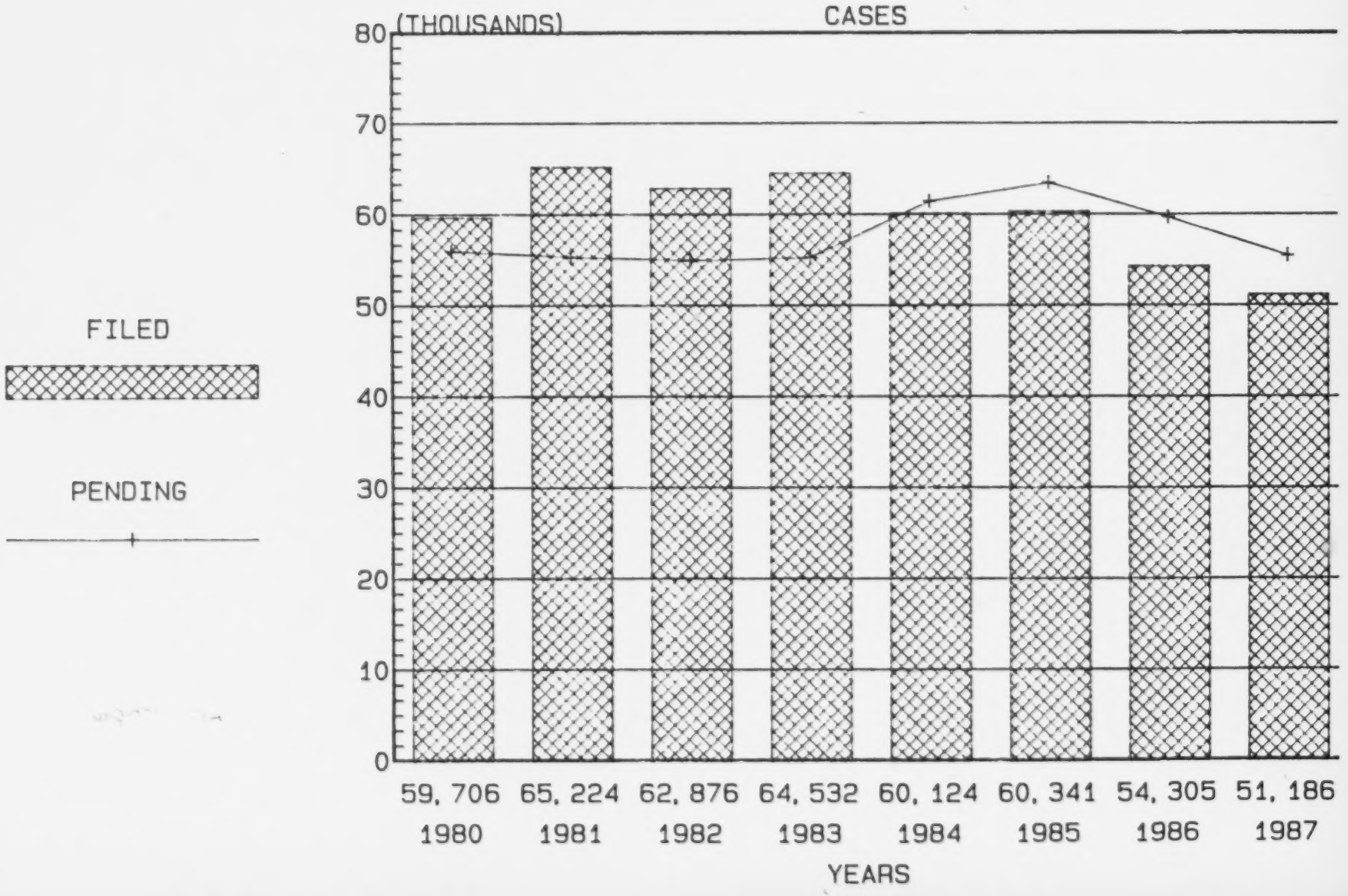
Grand Totals

Case Type	Begining Pending	Magistrate Appeal	Cases Filed	Jury Trial	Other Disposition	Ending Pending
Adoption	296	0	898	0	869	325
Divorce	4508	0	9713	0	7846	6375
Mental Health	538	0	3410	0	3266	682
Admin. Agency	803	0	481	0	627	657
Other Civil	42403	653	22137	494	28092	36607
Total Civil	48548	653	36639	494	40700	44646
Felony	4395	0	4885	299	4944	4037
Misdemeanor	1873	826	1471	64	2163	1943
DWI/DUI	336	130	185	30	270	351
Total Criminal	6604	956	6541	393	7377	6331
Juvenile-Neglect/Abuse	591	2	706	0	395	904
Juvenile-Delinquency	3979	12	5677	14	6060	3594
Grand Total	59722	1623	49563	901	54532	55475

Total Filings	=	51186
Total Disposed	=	55433
Pending	=	55475

During 1987 another decrease in circuit court filings occurred. Filings have followed a general downward trend for five years. From a high of 65,224, in 1981, filings have slipped to 51,186. This decrease of 22% has resulted in the lowest case filings since reporting was standardized in 1977.

CIRCUIT COURT FILINGS



Measures of our performance in relation to the time standards recommended by the Conference of Chief Justices and the Conference of State Court Administrators were made during 1987.

Only 5% of adoptions and 3% of mental hygiene cases exceeded the recommended standards.

There were 16% of the administrative agency appeals beyond the guidelines and 34% of civil cases in general.

Fully 50% of felonies were beyond the standard, as were 65% of misdemeanors.

Only 26% of juvenile cases were reported to have been disposed within the allotted time period of 45 days.

Disposed Case Age Summary

Grand Totals

Case Type	Under 45 Days	Up to 3 Months	Up to 6 Months	Up to 18 Months	Over 18 Months
Adoption	531 / 62%	208 / 24%	82 / 9% *	27 / 3%	21 / 2%
Divorce	2311 / 29%	1629 / 21%	1436 / 18%	859 / 11% *	1611 / 21%
Mental Health	2495 / 76%	175 / 5%	414 / 13%	100 / 3% *	82 / 3%
Admin. Agency	365 / 58%	69 / 11%	58 / 9%	36 / 6% *	99 / 16%
Other Civil	6222 / 22%	3321 / 12%	3350 / 12%	3471 / 12% *	12222 / 42%
Total Civil	11924 / 29%	5402 / 13%	5340 / 13%	4493 / 11%	14035 / 34%
Felony	651 / 12%	713 / 14%	1239 / 24% *	1310 / 25%	1330 / 25%
Misdemeanor	458 / 21%	304 / 14% *	399 / 18%	348 / 16%	718 / 31%
DWI/DUI	43 / 14%	25 / 8%	83 / 28% *	75 / 25%	74 / 25%
Total Criminal	1152 / 15%	1042 / 13%	1721 / 22%	1733 / 22%	2122 / 28%
Neglect/Abuse	108 / 27%	38 / 10% *	71 / 18%	70 / 18%	108 / 27%
Delinquency	1559 / 26%	*1213 / 20%	1026 / 17%	788 / 13%	1488 / 24%
Grand Total	14743 / 27%	7695 / 14%	8158 / 15%	7084 / 13%	17753 / 31%
State Wide Total	14743 / 27%	7695 / 14%	8158 / 15%	7084 / 13%	17753 / 31%

* = Time Standard

Each circuit judge received a case distribution report with the figures for his or her circuit. This report allows for a comparison with the average filings in the state.

Case Distribution Report

Grand Totals

Case Type	Filings	PCT of Total	Statewide Average	PCT of Total
Adoption	898	1.8%	15	1.8%
Divorce	9713	19.0%	167	19.0%
Mental Health	3410	6.7%	59	6.7%
Admin. Agency	481	.9%	8	.9%
Other Civil	22790	44.5%	393	44.5%
Total Civil	37292	72.9%	643	72.9%
Felony	4885	9.5%	84	9.5%
Misdemeanor	2297	4.5%	40	4.5%
DWI/DUI	315	.6%	5	.6%
Total Criminal	7497	14.6%	129	14.6%
Neglect/Abuse	708	1.4%	12	1.4%
Delinquency	5689	11.1%	98	11.1%
Grand Total	51186	100.0%	883	100.0%

MAGISTRATE COURT

Kanawha County had the most activity in magistrate court during 1987. There were 44,634 cases filed, for an average of 4,463 per magistrate. Raleigh County was second with 3,743 cases per magistrate. Mercer County fell to third in filings since a fifth magistrate was added. Mercer still has the highest disposals at 4,446 per magistrate.

ANNUAL REPORT
MAGISTRATE ACTIVITY
CASELOAD STATISTICAL SUMMARY

REPORTING PERIOD - FROM: 01/87 THRU: 12/87

	MISDEMEANOR	FELONY	CIVIL	TRAFFIC	WORTHLESS CHECK	DNR	GRAND TOTAL	# MAGISTS.	PER MAGIST.	RANK	OVER ALL
BARBOUR		COUNTY									
FILED	537	62	391	1,327	165	106	2,588	2	1,294.00	27	
DISPOSED	487	67	388	1,203	135	96	2,376	2	1,188.00	30	27
PENDING	272	8	138	243	27	23	711	2	355.50	27	
BERKELEY		COUNTY									
FILED	2,965	336	2,218	5,941	1,344	28	12,832	3	4,277.33	2	
DISPOSED	3,183	355	1,593	5,941	1,274	27	12,373	3	4,124.33	2	5
PENDING	800	34	1,103	0	70	2	2,009	3	669.67	17	
BOONE		COUNTY									
FILED	1,312	243	795	1,018	0	117	3,485	3	1,161.67	33	
DISPOSED	1,254	229	849	801	0	97	3,230	3	1,076.67	33	30
PENDING	463	78	610	40	0	25	1,216	3	405.33	25	
BRAXTON		COUNTY									
FILED	666	59	246	913	0	224	2,108	2	1,054.00	37	
DISPOSED	596	51	224	859	0	253	1,983	2	991.50	37	32
PENDING	396	55	120	421	0	19	1,011	2	505.50	20	
BROOKE		COUNTY									
FILED	1,243	94	344	735	7	35	2,458	3	819.33	41	
DISPOSED	1,109	94	324	667	7	33	2,234	3	744.67	42	39
PENDING	537	21	137	217	1	11	924	3	308.00	30	
CABELL		COUNTY									
FILED	5,457	833	2,899	4,245	4,750	122	18,306	7	2,615.14	11	
DISPOSED	3,329	664	3,133	3,000	3,721	63	13,910	7	1,987.14	18	10
PENDING	6,109	710	1,863	2,124	8,184	138	19,128	7	2,732.57	2	
CALHOUN		COUNTY									
FILED	271	43	162	171	0	35	682	2	341.00	54	
DISPOSED	224	31	232	135	0	23	645	2	322.50	54	47
PENDING	400	44	79	71	0	11	605	2	302.50	32	
CLAY		COUNTY									
FILED	427	50	179	443	52	65	1,216	2	608.00	46	
DISPOSED	333	47	171	312	56	81	1,000	2	500.00	51	46
PENDING	195	16	20	239	5	1	476	2	238.00	39	

ANNUAL REPORT
MAGISTRATE ACTIVITY
CASELOAD STATISTICAL SUMMARY

REPORTING PERIOD - FROM: 01/87 THRU: 12/87

	MISDEMEANOR	FELONY	CIVIL	TRAFFIC	WORTHLESS CHECK	DNR	GRAND TOTAL	# MAGISTS.	PER MAGIST.	RANK	OVER ALL
DODDRIDGE		COUNTY									
FILED	392	29	140	1,161	2	172	1,896	2	948.00	39	
DISPOSED	387	30	127	1,164	2	165	1,875	2	937.50	38	42
PENDING	123	3	49	145	0	16	336	2	168.00	47	
FAYETTE		COUNTY									
FILED	2,313	388	1,356	4,463	1,513	69	10,102	4	2,525.50	12	
DISPOSED	3,706	760	2,030	3,632	1,944	176	12,248	4	3,062.00	6	8
PENDING	1,984	112	412	1,610	189	19	4,326	4	1,081.50	8	
GILMER		COUNTY									
FILED	240	21	125	223	62	121	792	2	396.00	53	
DISPOSED	237	32	135	227	47	114	792	2	396.00	53	49
PENDING	259	2	48	34	99	42	484	2	242.00	38	
GRANT		COUNTY									
FILED	587	51	326	468	0	141	1,573	2	786.50	42	
DISPOSED	557	43	346	465	0	131	1,542	2	771.00	41	44
PENDING	159	13	46	37	0	15	270	2	135.00	50	
GREENBRIER		COUNTY									
FILED	2,165	323	1,155	1,712	0	171	5,526	3	1,842.00	20	
DISPOSED	1,753	250	920	1,732	0	176	4,831	3	1,610.33	19	14
PENDING	3,630	399	1,305	0	0	0	5,334	3	1,778.00	6	
HAMPSHIRE		COUNTY									
FILED	576	84	487	648	187	138	2,120	2	1,060.00	36	
DISPOSED	577	79	429	635	206	124	2,050	2	1,025.00	36	33
PENDING	171	27	485	132	10	26	851	2	425.50	23	
HANCOCK		COUNTY									
FILED	737	107	507	455	58	78	1,942	3	647.33	45	
DISPOSED	696	92	458	511	61	73	1,891	3	630.33	45	36
PENDING	218	315	510	444	2	9	1,498	3	499.33	21	
HARDY		COUNTY									
FILED	505	113	542	370	483	124	2,137	2	1,068.50	35	
DISPOSED	498	68	527	387	485	132	2,097	2	1,048.50	34	37
PENDING	152	49	128	43	12	13	397	2	198.50	43	

ANNUAL REPORT
MAGISTRATE ACTIVITY
CASELOAD STATISTICAL SUMMARY

REPORTING PERIOD - FROM: 01/87 THRU: 12/87

	MISDEMEANOR	FELONY	CIVIL	TRAFFIC	WORTHLESS CHECK	DNR	GRAND TOTAL	# MAGISTS.	PER MAGIST.	RANK	OVER ALL
HARRISON		COUNTY									
FILED	4,024	341	1,914	1,869	2,382	64	10,594	4	2,648.50	10	
DISPOSED	4,613	426	2,011	1,869	2,419	52	11,390	4	2,847.50	10	9
PENDING	2,364	147	1,080	0	139	12	3,742	4	935.50	10	
JACKSON		COUNTY									
FILED	977	77	461	3,165	0	120	4,800	2	2,400.00	13	
DISPOSED	961	85	484	3,479	6	152	5,167	2	2,583.50	12	15
PENDING	405	85	19	366	0	10	885	2	442.50	22	
JEFFERSON		COUNTY									
FILED	2,306	251	1,112	1,952	830	37	6,488	3	2,162.67	19	
DISPOSED	2,596	257	1,090	1,809	857	41	6,650	3	2,216.67	15	17
PENDING	660	145	252	562	83	2	1,704	3	568.00	18	
KANAWHA		COUNTY									
FILED	9,477	1,869	8,211	13,187	11,876	14	44,634	10	4,463.40	1	
DISPOSED	9,391	1,753	7,058	12,807	8,137	14	39,160	10	3,916.00	3	1
PENDING	4,075	1,325	3,315	1,795	17,759	0	28,269	10	2,826.90	1	
LEWIS		COUNTY									
FILED	981	89	766	1,515	925	201	4,477	2	2,238.50	16	
DISPOSED	1,125	85	767	1,698	1,223	257	5,155	2	2,577.50	13	18
PENDING	383	39	162	13	130	39	766	2	383.00	26	
LINCOLN		COUNTY									
FILED	703	191	416	478	0	182	1,970	2	985.00	38	
DISPOSED	649	98	438	478	0	182	1,845	2	922.50	39	40
PENDING	200	164	71	0	0	0	435	2	217.50	41	
LOGAN		COUNTY									
FILED	2,961	480	1,558	1,584	169	97	6,849	3	2,283.00	14	
DISPOSED	3,707	501	1,827	1,464	123	96	7,718	3	2,572.67	14	19
PENDING	324	76	107	242	143	32	924	3	308.00	30	
MARION		COUNTY									
FILED	2,924	371	1,523	2,389	1,621	75	8,903	4	2,225.75	18	
DISPOSED	1,993	327	1,268	1,867	368	18	5,841	4	1,460.25	23	13
PENDING	4,655	615	1,790	2,086	1,558	29	10,733	4	2,683.25	3	

ANNUAL REPORT
MAGISTRATE ACTIVITY
CASELOAD STATISTICAL SUMMARY

REPORTING PERIOD - FROM: 01/87 THRU: 12/87

	MISDEMEANOR	FELONY	CIVIL	TRAFFIC	WORTHLESS CHECK	DNR	GRAND TOTAL	# MAGISTS.	PER MAGIST.	RANK	OVER ALL
MARSHALL		COUNTY									
FILED	1,697	233	610	1,594	515	59	4,708	3	1,569.33	22	
DISPOSED	1,579	208	522	1,306	563	62	4,240	3	1,413.33	25	20
PENDING	1,501	164	175	759	21	3	2,623	3	874.33	12	
MASON		COUNTY									
FILED	902	132	497	742	349	95	2,717	2	1,358.50	25	
DISPOSED	1,095	172	526	738	356	97	2,984	2	1,492.00	21	23
PENDING	532	38	101	0	29	0	700	2	350.00	28	
McDOWELL		COUNTY									
FILED	3,624	479	1,285	1,204	0	65	6,657	4	1,664.25	21	
DISPOSED	3,592	443	1,164	1,119	0	63	6,381	4	1,595.25	20	26
PENDING	245	57	426	145	0	2	875	4	218.75	40	
MERCER		COUNTY									
FILED	3,801	566	2,719	7,362	3,382	119	17,949	5	3,589.80	4	
DISPOSED	4,297	547	2,922	11,537	2,824	105	22,232	5	4,446.40	1	3
PENDING	2,948	598	628	461	78	110	4,823	5	964.60	9	
MINERAL		COUNTY									
FILED	978	64	474	1,008	270	98	2,892	2	1,446.00	23	
DISPOSED	908	66	491	1,009	368	107	2,949	2	1,474.50	22	25
PENDING	254	36	220	0	89	2	601	2	300.50	34	
MINGO		COUNTY									
FILED	1,195	326	802	1,232	115	78	3,748	3	1,249.33	29	
DISPOSED	1,438	388	751	1,523	92	59	4,251	3	1,417.00	24	21
PENDING	551	145	399	1,371	43	44	2,553	3	851.00	13	
MONONGALIA		COUNTY									
FILED	4,238	383	1,953	2,512	3,315	154	12,555	4	3,138.75	6	
DISPOSED	3,496	347	2,114	2,465	3,271	141	11,834	4	2,958.50	9	6
PENDING	3,436	488	400	99	83	17	4,523	4	1,130.75	7	
MONROE		COUNTY									
FILED	368	48	332	221	0	79	1,048	2	524.00	49	
DISPOSED	387	64	334	225	0	77	1,087	2	543.50	49	48
PENDING	273	42	43	20	0	4	382	2	191.00	44	

STATE OF WEST VIRGINIA
DEPARTMENT - COURT OF APPEALS

ANNUAL REPORT
MAGISTRATE ACTIVITY
CASELOAD STATISTICAL SUMMARY

CURRENT 02/19/88 10:35
REPORTING PERIOD - FROM: 01/87 THRU: 12/87

	MISDEMEANOR	FELONY	CIVIL	TRAFFIC	WORTHLESS CHECK	DNR	GRAND TOTAL	# MAGISTS.	PER MAGIST.	RANK	OVER ALL
MORGAN		COUNTY									
FILED	543	161	347	656	116	20	1,843	2	921.50	40	
DISPOSED	471	147	317	656	89	14	1,694	2	847.00	40	41
PENDING	242	44	102	0	42	0	430	2	215.00	42	
NICHOLAS		COUNTY									
FILED	1,612	127	730	3,414	0	186	6,069	2	3,034.50	8	
DISPOSED	1,551	108	674	3,414	0	186	5,933	2	2,966.50	8	10
PENDING	546	52	827	0	0	0	1,425	2	712.50	15	
OHIO		COUNTY									
FILED	1,711	239	1,020	4,923	1,036	16	8,945	4	2,236.25	17	
DISPOSED	1,670	228	942	4,794	1,024	10	8,668	4	2,167.00	16	22
PENDING	533	28	201	243	44	1	1,050	4	262.50	35	
PENDLETON		COUNTY									
FILED	170	11	264	412	248	70	1,175	2	587.50	48	
DISPOSED	160	14	257	412	207	69	1,119	2	559.50	47	50
PENDING	21	1	43	26	62	6	159	2	79.50	52	
PLEASANTS		COUNTY									
FILED	410	36	154	233	0	117	950	2	475.00	52	
DISPOSED	418	48	143	215	0	123	947	2	473.50	52	54
PENDING	116	25	58	38	0	0	237	2	118.50	51	
POCAHONTAS		COUNTY									
FILED	399	62	298	448	137	78	1,422	2	711.00	44	
DISPOSED	415	57	255	468	150	79	1,424	2	712.00	43	45
PENDING	110	14	128	40	6	5	303	2	151.50	48	
PRESTON		COUNTY									
FILED	1,252	179	770	1,147	579	87	4,014	3	1,338.00	26	
DISPOSED	1,172	195	689	1,007	586	71	3,720	3	1,240.00	29	30
PENDING	187	60	101	349	34	56	787	3	262.33	36	
PUTNAM		COUNTY									
FILED	1,717	95	762	5,516	1,470	169	9,729	3	3,243.00	5	
DISPOSED	1,935	110	776	4,818	1,435	127	9,201	3	3,067.00	5	7
PENDING	351	0	109	1,713	95	65	2,333	3	777.67	14	

ANNUAL REPORT
MAGISTRATE ACTIVITY
CASELOAD STATISTICAL SUMMARY

REPORTING PERIOD - FROM: 01/87 THRU: 12/87

	MISDEMEANOR	FELONY	CIVIL	TRAFFIC	WORTHLESS CHECK	DNR	GRAND TOTAL	# MAGISTS.	PER MAGIST.	RANK	OVER ALL
RALEIGH		COUNTY									
FILED	4,798	675	2,164	10,927	0	150	18,714	5	3,742.80	3	
DISPOSED	4,325	567	2,226	10,426	0	103	17,647	5	3,529.40	4	2
PENDING	2,595	628	2,006	3,948	0	137	9,314	5	1,862.80	5	
RANDOLPH		COUNTY									
FILED	1,246	151	670	1,568	1,705	167	5,507	2	2,753.50	9	
DISPOSED	1,177	122	645	1,713	1,571	152	5,380	2	2,690.00	11	10
PENDING	368	30	330	404	640	27	1,799	2	899.50	11	
RITCHIE		COUNTY									
FILED	587	49	281	1,696	144	72	2,829	2	1,414.50	24	
DISPOSED	523	55	267	1,667	148	72	2,732	2	1,366.00	26	33
PENDING	180	6	41	147	1	0	375	2	187.50	45	
ROANE		COUNTY									
FILED	667	72	379	734	486	112	2,450	2	1,225.00	31	
DISPOSED	628	73	404	608	431	97	2,241	2	1,120.50	31	28
PENDING	136	6	41	266	317	62	828	2	414.00	24	
SUMMERS		COUNTY									
FILED	1,039	69	382	765	67	106	2,428	2	1,214.00	32	
DISPOSED	971	66	334	542	42	105	2,060	2	1,030.00	35	35
PENDING	403	39	139	74	4	17	676	2	338.00	29	
TAYLOR		COUNTY									
FILED	564	75	490	759	176	94	2,158	2	1,079.00	34	
DISPOSED	683	95	479	685	164	92	2,198	2	1,099.00	32	37
PENDING	176	72	55	48	16	3	370	2	185.00	46	
TUCKER		COUNTY									
FILED	538	63	269	272	224	118	1,484	2	742.00	43	
DISPOSED	477	68	213	264	223	110	1,355	2	677.50	44	42
PENDING	242	4	183	41	15	28	513	2	256.50	37	
TYLER		COUNTY									
FILED	340	21	180	265	90	144	1,040	2	520.00	50	
DISPOSED	311	28	176	257	84	145	1,001	2	500.50	50	53
PENDING	103	1	16	18	8	8	154	2	77.00	53	

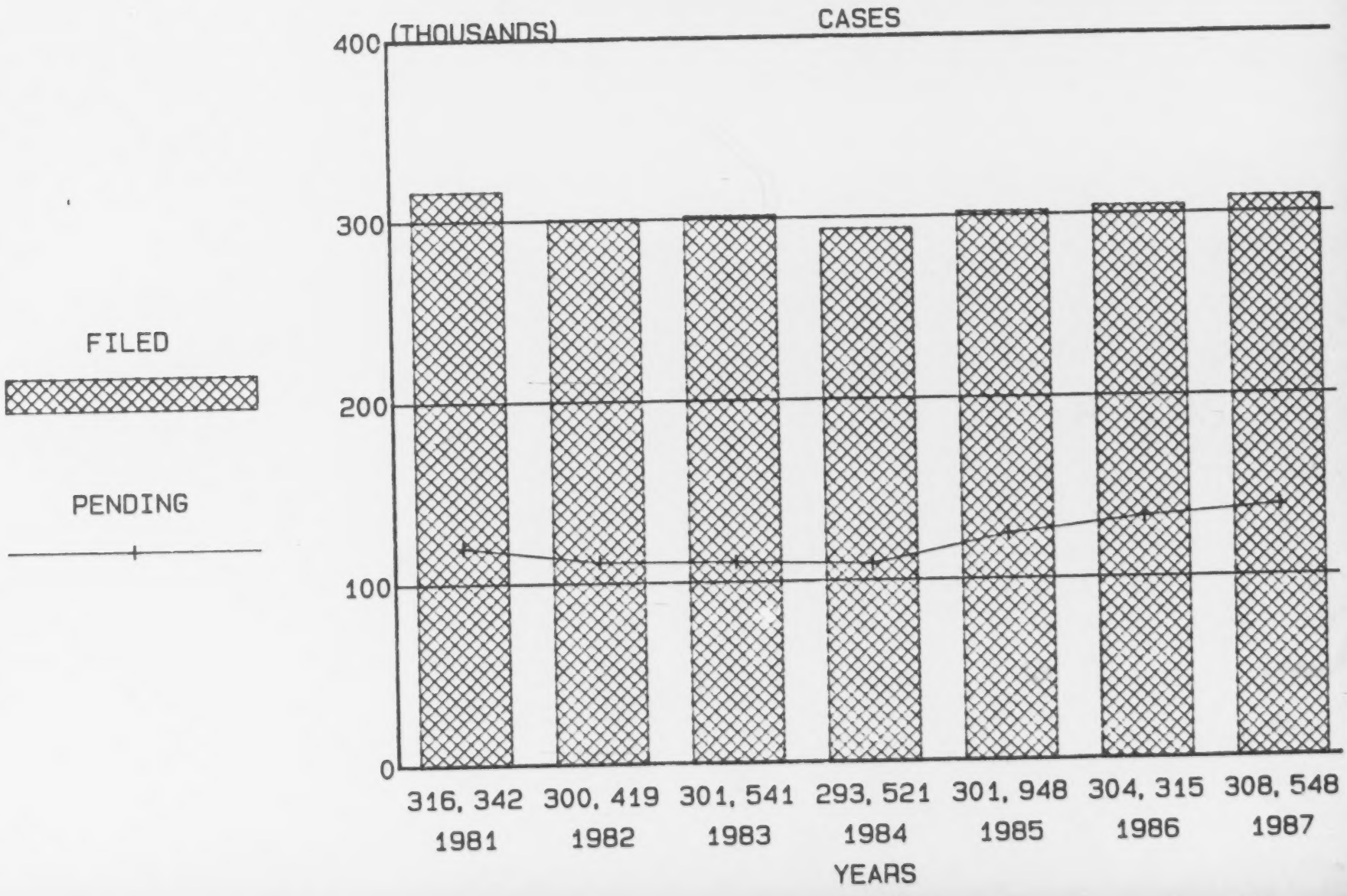
ANNUAL REPORT
MAGISTRATE ACTIVITY
CASELOAD STATISTICAL SUMMARY

REPORTING PERIOD - FROM: 01/87 THRU: 12/87

	MISDEMEANOR	FELONY	CIVIL	TRAFFIC	WORTHLESS CHECK	DNR	GRAND TOTAL	# MAGISTS.	PER MAGIST.	RANK	OVER ALL
UPSHUR		COUNTY									
FILED	1,300	83	623	872	1,546	97	4,521	2	2,260.50	15	
DISPOSED	1,084	82	545	888	1,563	98	4,260	2	2,130.00	17	16
PENDING	685	40	291	5	341	0	1,362	2	681.00	16	
WAYNE		COUNTY									
FILED	1,641	175	554	1,165	186	99	3,820	3	1,273.33	28	
DISPOSED	1,659	152	523	1,160	186	87	3,767	3	1,255.67	28	24
PENDING	990	163	319	69	11	15	1,567	3	522.33	19	
WEBSTER		COUNTY									
FILED	337	44	214	192	98	83	968	2	484.00	51	
DISPOSED	411	46	273	192	99	84	1,105	2	552.50	48	51
PENDING	159	3	108	0	23	0	293	2	146.50	49	
WETZEL		COUNTY									
FILED	405	44	278	434	0	22	1,183	2	591.50	47	
DISPOSED	388	39	265	434	0	22	1,148	2	574.00	45	51
PENDING	93	21	27	0	0	0	141	2	70.50	55	
WIRT		COUNTY									
FILED	167	17	94	121	23	79	501	2	250.50	55	
DISPOSED	175	27	99	132	23	71	527	2	263.50	55	55
PENDING	96	4	20	5	1	16	142	2	71.00	54	
WOOD		COUNTY									
FILED	4,386	279	2,110	5,387	2	136	12,300	4	3,075.00	7	
DISPOSED	4,651	281	1,949	5,221	2	133	12,237	4	3,059.25	7	4
PENDING	5,054	290	463	3,703	7	92	9,609	4	2,402.25	4	
WYOMING		COUNTY									
FILED	1,208	243	803	839	465	188	3,746	3	1,248.67	30	
DISPOSED	1,194	234	854	867	492	198	3,839	3	1,279.67	27	29
PENDING	282	27	287	153	146	7	902	3	300.67	33	
GRAND TOTALS											
FILED	88,586	11,706	50,341	109,052	43,170	5,693	308,548	156	1,977.87		
DISPOSED	87,202	11,501	48,958	107,904	37,064	5,535	298,164	156	1,911.31		
PENDING	52,342	7,608	22,136	25,009	30,567	1,221	138,883	156	890.28		

Magistrate court filings increased slightly during 1987 to a level of 308,548 cases. Filings have shown small increases for the past three years. From a low of 293,521 cases in 1984, filings have risen to 308,548. This increase only amounts to around 5% over the three years. Current filings are well below the high of 316,342 in 1981.

MAGISTRATE COURT FILINGS



Magistrate financial activity for the first half of fiscal year 1987-88 was $7,101,947.89, about $231,582 above last year's level.

** GRAND TOTALS **

									** TOTALS **
		FINES		JAIL COSTS					
REMITTED TO SCHOOL FUND	MONTH:	253,028.63	MONTH:	467.60				MONTH:	253,496.23
	YTD:	1,777,047.02	YTD:	2,399.50				YTD:	1,779,446.52
		PROCESS & SUBPOENA		ARREST		JURY COSTS			
REMITTED TO SHERIFF	MONTH:	23,822.93	MONTH:	9,796.93		1,440.00		MONTH:	35,059.86
	YTD:	141,129.14	YTD:	64,864.93		8,190.00		YTD:	214,184.07
		WORTHLESS CHECK FUND		REMITTED TO PAYEE					
WORTHLESS CHECK PAYMENTS	MONTH:	22,870.00	MONTH:	163,742.80				MONTH:	186,612.80
	YTD:	141,479.87	YTD:	1,016,628.93				YTD:	1,158,108.80
		CIRCUIT CLERK		STATE AUDITOR		DNR			
OTHER AGENCY	MONTH:	1,760.00	MONTH:	3,993.10	MONTH:	5,197.34		MONTH:	10,950.44
	YTD:	30,510.69	YTD:	11,938.60	YTD:	17,769.50		YTD:	60,218.79
		C.V.R. FUND		L.E.T. FUND		R.J.A. FUND-CIVIL			
REMITTED TO TREASURY	MONTH:	24,818.43	MONTH:	16,459.43	MONTH:	37,320.00			
	YTD:	178,416.89	YTD:	118,711.89	YTD:	216,490.00			
				R.J.A. FUND-CRIMINAL		LITTER CONTROL FUND			
			MONTH:	164,196.42	MONTH:	615.00		MONTH:	243,409.28
			YTD:	1,183,054.38	YTD:	6,970.00		YTD:	1,703,643.16
		BONDS		POST JUDGEMENT		OTHER			
CLEARING ACCOUNT	MONTH:	81,181.00	MONTH:	55,182.33	MONTH:	100,590.19		MONTH:	236,953.52
	YTD:	377,644.86	YTD:	327,760.78	YTD:	635,748.37		YTD:	1,341,154.01
		SHERIFF		STATE AUDITOR					
MAGISTRATE FUND	MONTH:	103,696.08	MONTH:	20,926.84				MONTH:	124,622.92
	YTD:	808,681.03	YTD:	36,511.51				YTD:	845,192.54

**GRAND TOTAL FINANCIAL ACTIVITY FOR MONTH: 1,091,105.05
**GRAND TOTAL FINANCIAL ACTIVITY FOR YTD: 7,101,947.89

OF RECORDS ON FILE = 55

Magistrate activity for the full fiscal year 1986-87 was $13,959,252, about $555,128 more than the previous year's level. Fines collected amounted to $3,292,027. Holders of worthless checks were reimbursed in an amount of $2,164,558. The Regional Jail Fund received $2,750,885.

** GRAND TOTALS **

		FINES		JAIL COSTS			** TOTALS **	
REMITTED TO SCHOOL FUND	MONTH:	287,592.53	MONTH:	948.88			MONTH:	288,541.41
	YTD:	3,292,027.92	YTD:	21,782.83			YTD:	3,313,810.75
		PROCESS & SUBPOENA		ARREST		JURY COSTS		
REMITTED TO SHERIFF	MONTH:	24,425.00	MONTH:	12,535.00		1,090.00	MONTH:	38,050.00
	YTD:	295,832.75	YTD:	138,791.00		13,100.00	YTD:	447,723.75
		WORTHLESS CHECK FUND		REMITTED TO PAYEE				
WORTHLESS CHECK PAYMENTS	MONTH:	21,932.56	MONTH:	164,665.64			MONTH:	186,598.20
	YTD:	292,071.83	YTD:	2,164,558.90			YTD:	2,456,630.73
		CIRCUIT CLERK		STATE AUDITOR		DNR		
OTHER AGENCY	MONTH:	5,145.00	MONTH:	1,631.00	MONTH:	850.00	MONTH:	7,626.00
	YTD:	45,578.00	YTD:	21,163.55	YTD:	27,810.33	YTD:	94,551.88
		C.V.R. FUND		L.E.T. FUND		R.J.A. FUND-CIVIL		
REMITTED TO TREASURY	MONTH:	33,188.00	MONTH:	22,132.00	MONTH:	38,610.00		
	YTD:	346,184.00	YTD:	231,089.00	YTD:	262,870.00		
				R.J.A. FUND-CRIMINAL		LITTER CONTROL FUND		
			MONTH:	220,170.00	MONTH:	1,650.00	MONTH:	315,750.00
			YTD:	2,488,015.83	YTD:	14,355.00	YTD:	3,342,513.83
		BONDS		POST JUDGEMENT		OTHER		
CLEARING ACCOUNT	MONTH:	48,058.81	MONTH:	54,941.42	MONTH:	125,806.60	MONTH:	228,806.83
	YTD:	622,503.43	YTD:	682,316.58	YTD:	1,318,647.08	YTD:	2,623,467.09
		SHERIFF		STATE AUDITOR				
MAGISTRATE FUND	MONTH:	151,007.76	MONTH:	4,452.43			MONTH:	155,460.19
	YTD:	1,378,229.30	YTD:	302,325.30			YTD:	1,680,554.60

**GRAND TOTAL FINANCIAL ACTIVITY FOR MONTH: 1,220,832.63
**GRAND TOTAL FINANCIAL ACTIVITY FOR YTD: 13,959,252.63

OF RECORDS ON FILE = 55

PROBATION ACTIVITY

The adult probation population increased by 148 in 1987. The juvenile population increased by 124. Judicial probation officers now supervise 3,774 adults and 1,404 juvenile probationers.

During the 1987 reporting year 2,051 adults entered the system and 1,903 left.

There were 2,417 juvenile entries and 2,295 exits during the same time period. Juveniles are on probation for much shorter periods of some so active caseloads are smaller than for adults.

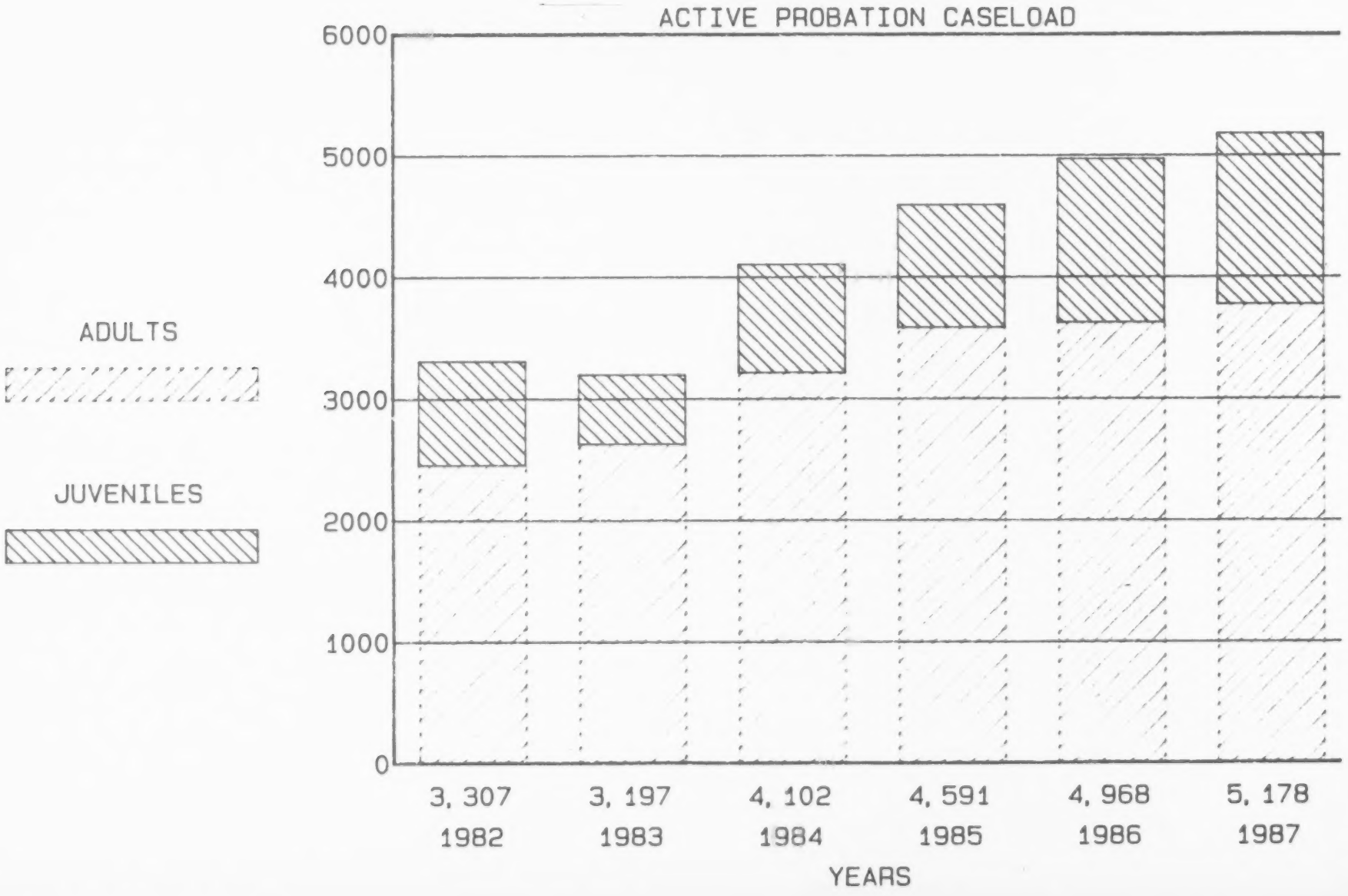
Probation Officer
Caseload Statistical Summary

Grand Totals

	Adult	Juv.
A. BEGINNING ACTIVE	3626	1280
B. ENTRIES		
Straight Probation	1413	768
Probation w/Jail	377	3
Reinstatement	65	21
Other	196	1625
TOTAL ENTRIES	2051	2417
C. EXITS		
Discharge	1412	1160
Abscond	67	2
Custody/Warrant	14	0
New Sentence	31	15
Revocation	129	8
Death	15	3
Other	235	1107
TOTAL EXITS	1903	2295
D. ENDING ACTIVE		
Last day of month	3774	1404
E. CONVICTION STATUS		
Convicted	1942	671
Unconvicted	91	1159
Unknown	18	587
TOTAL	2051	2417

	Adult	Juv.
F. SEX DISTRIBUTION		
Male	1702	1692
Female	349	725
TOTAL	2051	2417
G. RACE DISTRIBUTION		
White	1911	2216
Black	133	193
Am. Indian/Eskimo	0	1
Asian	0	0
Other/Unknown	7	7
TOTAL	2051	2417
H. OFFENSE		
Felony	1042	533
Misdemeanor	1009	1232
Status Offender	0	652
TOTAL	2051	2417
I. SUPERVISION		
Active	1913	1602
Inactive	47	198
Absconder	3	0
Out-of-State	69	1
Other	19	616
TOTAL	2051	2417
J. INVESTIGATIONS		
Presentence	1975	965
Cooperative	260	61
Violation Report	468	177
Special Investigat	1320	3003
TOTAL	4023	4206

WEST VIRGINIA PROBATION

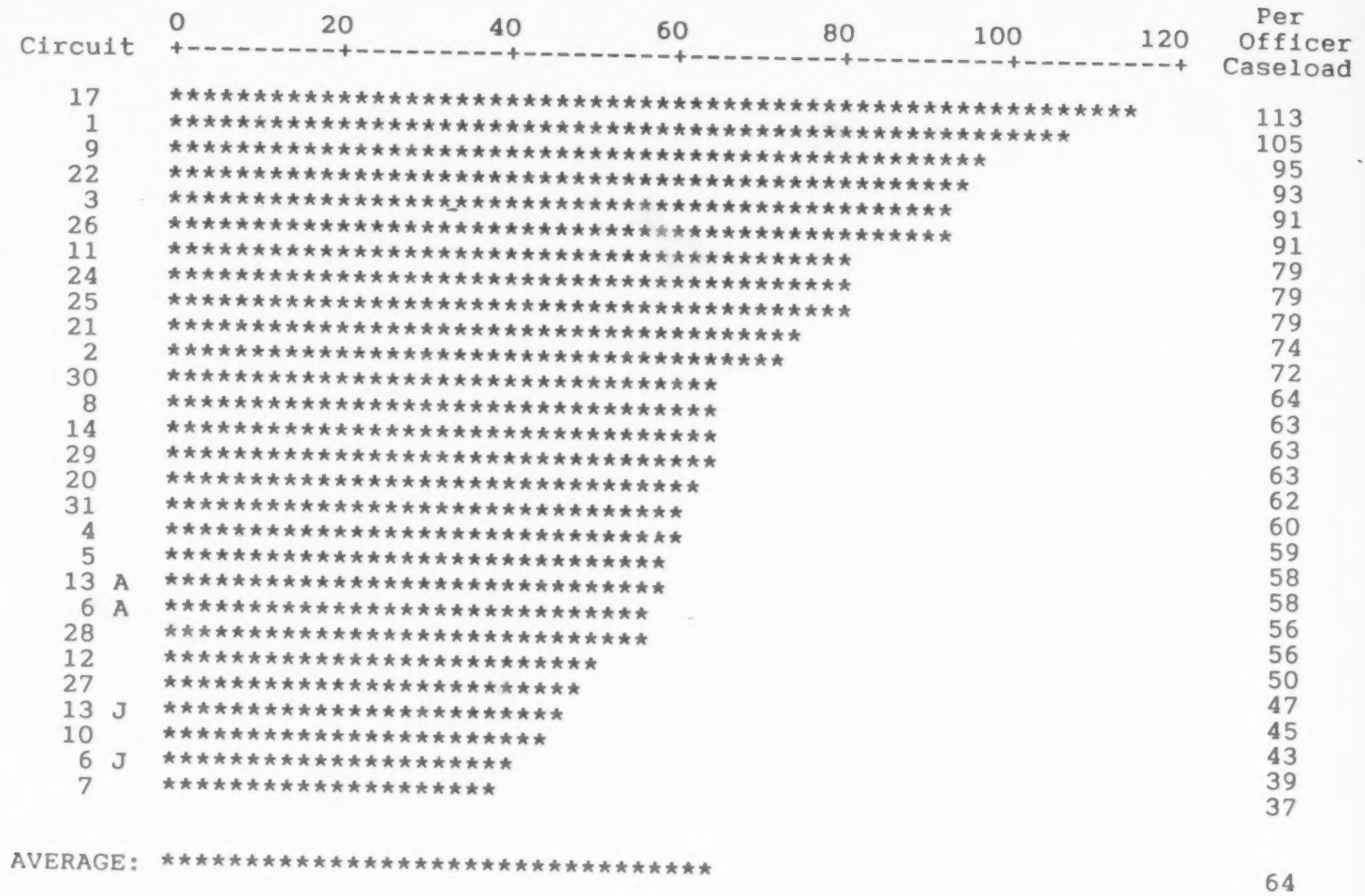


Extremely high probation caseloads, in excess of 90 probationers per officer, were recorded in six judicial circuits.

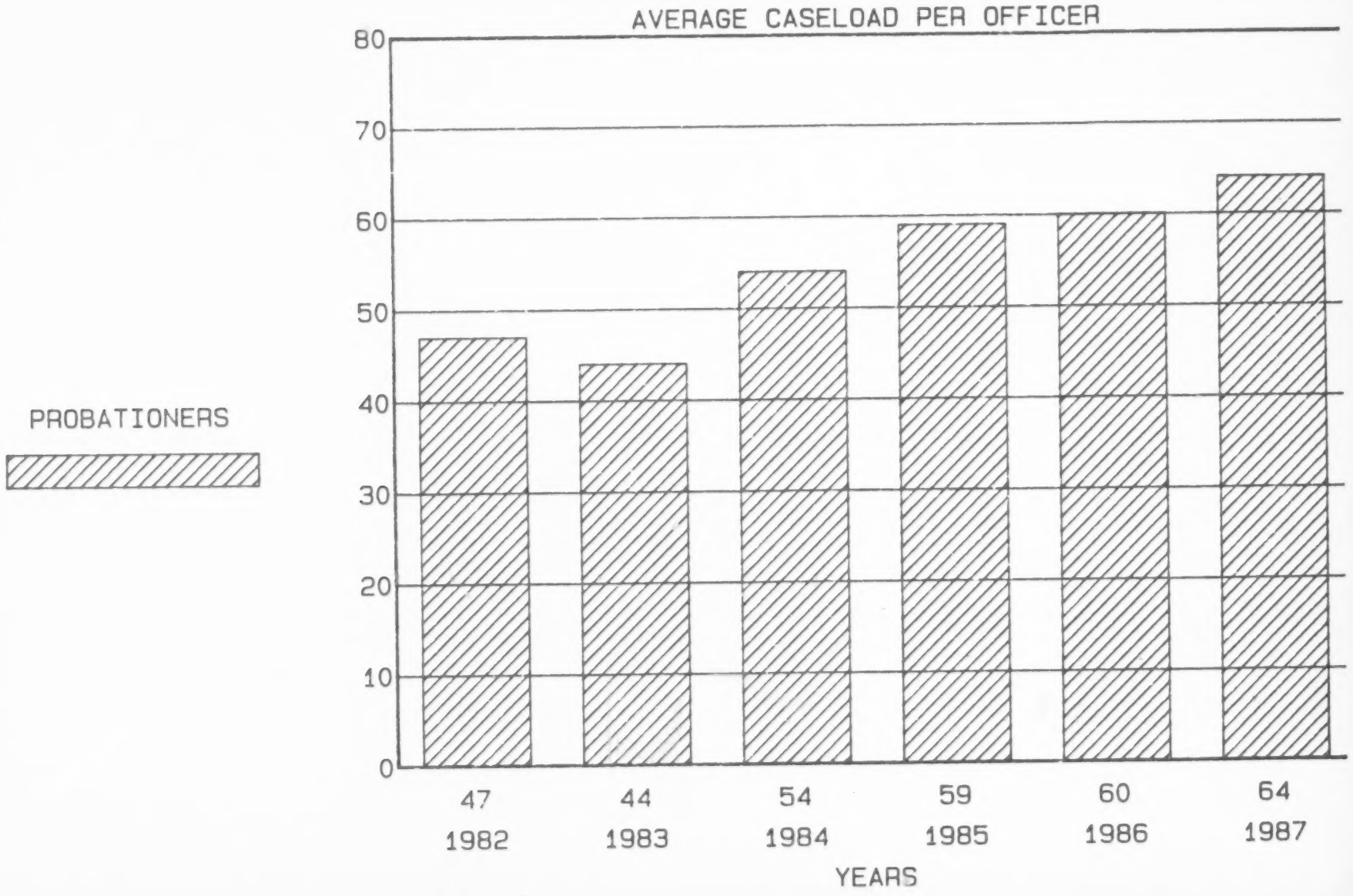
The average caseload per officer (mean) was 64 probationers, though actual caseload for some individual officers may be as high as 140 due to distribution of cases between adult and juvenile officers.

Judicial probation officers are not provided in the 15th, 16th, 18th, and 19th Circuits.

Probation Officer Case Supervision
Per Officer Statistical Summary



WEST VIRGINIA PROBATION



There were 19,317 days of confinement ordered as a condition of probation in 1987. As required by Section 62-12-9 of the W. Va. Code, we must provide this report to the Legislature each year.

Confinement as Condition of probation

County	Days of Confinement	Number of Cases	Average Confinement
BROOKE	2723	14	195
Circuit 1 Totals	2723	14	195
MARSHALL	1684	16	105
WETZEL	528	5	106
Circuit 2 Totals	2212	21	105
WOOD	500	7	71
Circuit 4 Totals	500	7	71
JACKSON	165	2	83
Circuit 5 Totals	165	2	83
LOGAN	4	1	4
Circuit 7 Totals	4	1	4
McDOWELL	840	15	56
Circuit 8 Totals	840	15	56
MERCER	1925	14	138
Circuit 9 Totals	1925	14	138
RALEIGH	663	9	74
Circuit 10 Totals	663	9	74
GREENBRIER	450	9	50
Circuit 11 Totals	450	9	50
FAYETTE	390	4	98
Circuit 12 Totals	390	4	98
KANAWHA	3461	28	124
Circuit 13 Totals	3461	28	124
CLAY	61	3	20
GILMER	180	1	180
WEBSTER	112	1	112

Confinement as Condition of probation

County	Days of Confinement	Number of Cases	Average Confinement
Circuit 14 Totals	353	5	71
HARRISON	300	3	100
Circuit 15 Totals	300	3	100
MONONGALIA	1226	6	204
Circuit 17 Totals	1226	6	204
PRESTON	455	6	76
Circuit 18 Totals	455	6	76
BARBOUR	120	1	120
TAYLOR	180	2	90
Circuit 19 Totals	300	3	100
RANDOLPH	180	1	180
Circuit 20 Totals	180	1	180
TUCKER	10	1	10
Circuit 21 Totals	10	1	10
MORGAN	66	5	13
Circuit 23 Totals	66	5	13
WAYNE	1004	9	112
Circuit 24 Totals	1004	9	112
BOONE	253	11	23
LINCOLN	67	2	34
Circuit 25 Totals	320	13	25
LEWIS	120	1	120
UPSHUR	450	7	64
Circuit 26 Totals	570	8	71
WYOMING	60	1	60
Circuit 27 Totals	60	1	60

Confinement as Condition of probation

County	Days of Confinement	Number of Cases	Average Confinement
MASON	480	4	120
PUTNAM	342	6	57
Circuit 29 Totals	822	10	82
MINGO	90	1	90
Circuit 30 Totals	90	1	90
BERKELEY	228	5	46
Circuit 31 Totals	228	5	46
Grand Totals	19317	201	96